

Application No. **78784**

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY

Date of Filing in State Engineer's Office AUG 07 2009

Returned to applicant for correction \_\_\_\_\_

Corrected Application filed \_\_\_\_\_ Map filed \_\_\_\_\_

The applicant Rightway Investments Smith Valley, LLC  
5945 Los Altos Parkway, Suite 101 of Sparks  
Street Address or P.O. Box City or Town  
Nevada 89436 hereby make(s) application for permission to appropriate the  
State and ZIP Code

public waters of the State of Nevada, as hereinafter stated. (If applicant incorporation; if a copartnership or association give names of members.)

February 22, 2005 - State of Nevada

1. The source of water is Underground Sources  
Name of the stream, lake, underground, spring or other sources.

2. The amount of water applied for is 3.00 cfs  
One second foot equals 448.83 gallons per minute.

(a) If stored in a reservoir give the number of acre-feet \_\_\_\_\_

3. The water is to be used for Irrigation and Domestic Purposes  
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated 250 acres

(b) Stockwater, state number and kind of animals \_\_\_\_\_

(c) Other use (describe fully in No. 12) \_\_\_\_\_

(d) Power:

(1) Horsepower developed \_\_\_\_\_

(2) Point of return of water to stream \_\_\_\_\_

107-27

5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)

NW1/4 NW1/4 Section 31 T12N R24E, MDM within the northerly sub-basin of Smith Valley ground water basin

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

Refer to attached Exhibit "A" - Proposed Place of Use

7. Use will begin about January 1st and end about December 31st of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with a pump and motor, etc.)

Drilled and cased well, equipped with motor, pump, totalizing meter, pipeline and irrigation system

9. Estimated cost of works: \$80,000.00

10. Estimated time required to construct works: 3 years

(If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: 6 years

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

A new irrigation well will be drilled and equipped to provide water to land owned by the Applicant. The applicant is currently irrigating lands within northerly sub-basin of Smith Valley and will place additional land into production under this application.

13. Miscellaneous remarks:

mike@mbuschelman.com

E-mail Address

(775) 355-9628

Phone No.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Michael D. Buschelman

Michael D. Buschelman  
Type or print name clearly

Signature, applicant or agent

Michael D. Buschelman Consulting, Inc.

Company Name

Post Office Box 51371

Street Address or PO Box

Sparks, Nevada 89435

City, State, ZIP Code

Application No: **78784**

**EXHIBIT "A"**  
**ITEM NO. 6**  
**PROPOSED PLACE OF USE**

**Refer to Map filed under 75185 to support this Application.**

**Township 12 North, Range 24 East, MDM**

**SECTION 31 - All of the S1/2**

**SECTION 31 - Portion of the NW1/4**

**SECTION 31 - Portion of the S1/2 NE1/4**

Refer to Lyon County Assessors Parcel Numbers:

10-181-06

10-181-13

10-181-15

10-181-16